IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.210 OF 2005

Rupali Mehta Plaintiff

versus

Smt.Tina Narinder Sain Mehta Defendant

Ms.Vandana Tiwari i/by FZB Associates for plaintiff.

Ms.Rohini Shetty i/by Humranwala & Co. for defendants.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 10th April 2006

PC :

1. Learned advocate appearing for the plaintiff in Suit No.210 of 2005 states that the plaintiff has applied for Letters of Administration vide Testamentary Suit No.75 of 2005 and therefore, she has instructions to withdraw the suit. In the light of the statement, Suit No.210 of 2005 is allowed to be withdrawn and dismissed for non prosecution. Refund of court fee as per rules. No order as to costs. All ad-interim/interim orders to stand vacated.

2. As far as Chamber Summons No.1268 of 2005 is concerned, it is taken out by the defendant for disclosure. Learned advocate for defendants states that the proceedings for issuance of Letters of Administration after filing of Caveat by the defendants, have been converted into a Regular Suit and she states that the relief claimed in this Chamber Summons would now be claimed in the said suit. Reserving all such reliefs and remedies open, present Chamber Summons is disposed of. No order as to costs.

(S.C.DHARMADHIKARI, J.)